

TRANSMITTAL FORM <i>(To be used for all correspondence after initial filing)</i>	Application Number	10/623,328	
	Filing Date	18 July 2003	
	Confirmation Number	3272	
	Inventor(s)	Lattner et al.	
	Group Art Unit	3709	
		Examiner	Thomas, Jonathan B.
Total Number of Pages in This Submission:	36	Attorney Docket No.	98-15 D1

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <small>(submit in duplicate)</small> <input type="checkbox"/> Fee Attached \$ <input type="text"/> Check No.: <input type="text"/>	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Cover Sheet <input type="checkbox"/> Drawing Change Authorization Request and Amended Figure(s) <input type="checkbox"/> Request for Return of PTO-1449 Forms <input type="checkbox"/> Petition to the Commissioner <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Address <input type="checkbox"/> Terminal Disclaimer(s) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Combined Declaration and Power of Attorney	<input type="checkbox"/> Issue fee Transmittal Form PTOL-85(b) + (c) and Cover Sheet <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group <small>(Appeal Notice, Brief, Reply Brief)</small> <input type="checkbox"/> Request for Continued Examination (RCE) <input type="checkbox"/> Status Request Letter <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund <input type="checkbox"/> Response to Missing Parts / Incomplete Application <input type="checkbox"/> Supplemental Application Data Sheet
<input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits / Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Search report	<input type="checkbox"/> Drawing(s): Number of Pages _____ Number of Figs. _____ and cover sheet <input type="checkbox"/> Formal <input type="checkbox"/> Informal	
<input type="checkbox"/> Other Enclosure(s): _____		

Current Due Date: 15 April 2008

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual and Company	Richard J. Coldren, Reg. No. 44,084 RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668
Signature	<i>Richard J. Coldren</i>
Date	18 March 2008

CERTIFICATE OF AUTHORIZATION/ELECTRONIC FILING

This paper (along with any referred to as being attached or enclosed) is being electronically filed with the U.S. Patent and Trademark Office by the below-named person under the authority of the above-signed agent/attorney of record on 18 March 2008.

Richard J. Coldren
 Richard J. Coldren

**REGARDING APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Atty. Docket No. 98-15 D1

Appln. No.: 10/623,328

Filed: 18 July 2003

Inventor(s): Lattner et al.

Examiner: Thomas, Jonathan B.

Group Art Unit: 3709

Conf. No.: 3272

Title: INTRAORAL ELECTROMUSCULAR STIMULATION DEVICE AND METHOD

Sir:

Notice of Appeal:Applicant hereby appeals to the Board of Patent Appeals and Interferences under 37 C.F.R. § 41 from the decision of the Examiner dated, _____, rejecting the following claims:

The fee for this Notice of Appeal is (37 C.F.R. § 41.20(b)(1)) \$ _____

**Brief on Appeal:**

Applicant hereby submits a Brief on appeal in this application.

The fee for this Brief is (37 C.F.R. § 41.20(b)(2)) \$ 510.00**Oral Hearing:**Applicant respectfully requests an oral hearing under 37 C.F.R. § 1.194(b).
(due two months after Examiner's Answer - unextendable)

The fee for this Oral Hearing is (37 C.F.R. § 41.20(b)(3)) \$ _____

**Reply Brief:**Applicant hereby submits, in triplicate, a Reply Brief on appeal in this application.
(due two months after Examiner's Answer - unextendable)

Authorization to charge the indicated fees to the Applicant's credit card has been provided herewith.



The Commissioner has already been authorized to charge fees in this application to a Deposit Account.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0558.

A petition for an extension of time under 37 C.F.R. § 1.136(a) is enclosed.

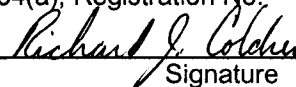
I am the: ☐ assignee of record of the entire interest. ☐ applicant.☒ attorney or agent of record.☐ attorney or agent acting under 37 C.F.R. § 1.34(a), Registration No. _____

18 March 2008

Date

724-387-4455

Telephone No.



Signature

Richard J. Coldren

Typed Name

44,084

Reg. No.

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Richard J. Coldren